

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK

MICHAEL CUNNINGHAM,

Plaintiff,
vs

1:05-CV-1127

NEW YORK STATE DEPARTMENT OF LABOR;
LINDA ANGELLO, MARY HINES, and PATRICIA
RHODES-HOOVER, Each Individually, and in
their Official Capacity for the New York State
Department of Labor,

Defendants.

APPEARANCES:

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DAVID N. HURD
United States District Judge

OF COUNSEL:

JAMES J. SEAMAN, ESQ.
Asst. Attorney General

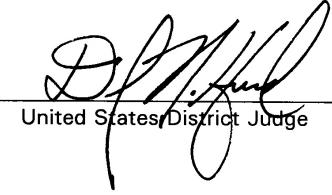
AMENDED ORDER

1. The judgment filed on January 29, 2008, (Docket No. 45), is VACATED as to the Title VII and First Amendment retaliation claims;
2. Defendants may file and serve an answering memorandum of law on the First Amendment retaliation claim (See footnote 3) on or before September 18, 2009; and

3. No further filings are permitted.

IT IS SO ORDERED.

Dated: September 2, 2009
Utica, New York.


United States District Judge